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VOL. X. NO. 3941

HONOLULU, TERRITORY OF HAWAII, WEDNESDAY, MARCH 4, 1908

PRICE 5 CENTS

GOVERNOR ADOPTS TRANSIT REQUEST OF SUBURBANITES SCHOOL CHILDREN SENT TO HORRIBLE DEATH

Governor Refuses To Approve Car Schedule

Governor Frear has refused to approve the Waihee-Aala Park car schedule submitted by the Rapid Transit. He bases his refusal on the recent decision of the Supreme Court in the Liliha street injunction case.

A letter written by the Governor to the above effect was sent to L. Tenney Peck, president of the Rapid Transit, this morning. Mr. Peck called on the Governor at noon and held a short conference, but to what purpose the Governor does not state. When asked if the letter expressed all he wished to say on the matter, he replied: "Yes, all I wish to say, but not all I know." His letter to Mr. Peck is as follows:

March 4, 1908.

Mr. L. T. Peck, President, Honolulu Rapid Transit & Land Co., Honolulu, Hawaii.

Sir:—On the 7th ultimo you submitted for my approval, under Revised Laws, section 843, subdivision 4, a regulation made by your company regarding the operation of its "Hotel street line" extending from Aala Park along Hotel street, Beretania street and the Waihee road to the crest of the Waihee ridge.

Since then two hearings have been had, at both of which your company and the Beretania and Kaimuki people have been represented and at one of which the Liliha people have been represented.

The Liliha people, relying upon the same statutory provision, have requested that a regulation be made requiring either the Liliha street cars to run to Aala Park or else the Hotel street cars to run to Liliha street.

Your company and the Liliha street people contend that the statutory provision referred to covers running schedules of cars, while the Beretania and Kaimuki people take the opposite view and contend that that matter is covered by Section 841, which vests no authority in the Governor.

The Supreme Court, as I understand it, took the latter view in its decision of the 29th of January in the case of the Territory against your company. I think that I should not attempt to act under Section 843 on a question of this nature until that decision is reversed or modified.

I therefore decline to approve the regulation submitted by you or a regulation such as the Liliha people have requested, and it is unnecessary to express an opinion as to whether either proposed regulation is just and reasonable.

Respectfully yours,
W. F. FREAR,
Governor.

Sons Of Portugal Aroused

Jose F. Durao, the well-known Board of Health inspector, was this morning arrested on a charge of criminal libel, and the entire Portuguese community is intensely interested in the matter, as the case grows out of certain articles written in the Portuguese papers on the matter of the assassination of the late King Carlos.

The complaining witness in the case against Durao is one Gregorio Jose Morato. It appears that some time ago he wrote some political articles in the "O Luso" to which Durao, who at one time was editor of the "A Liberdade," took exception. Durao attacked Morato in a bitter article in the "A Liberdade," and it is this which has been made the grounds for the arrest.

The complaint alleges that on Feb. 6 the defendant wrote and caused to be printed in "A Liberdade," a Portuguese newspaper, a most malicious libel, which tended to injure the plaintiff's good name and bring him into public hatred, contempt, disgrace, abhorrence, odium, and ridicule.

The libelous portions of the offending article are set forth to be as follows:

"His Majesty King D. Carlos has been attacked in the columns of the journal 'O Luso,' articles signed and written by Gregorio Jose Morato, native of the city of Lisbon.

"Scoundrel is one of the illustrious immigrants that came without passport to Honolulu on the steamer 'Kurnerle,' and according to his own confession said that he had gone from Lisbon to the island of Madeira and from there to Honolulu, where he arrived without any baggage.

"Gregorio Jose Morato is one of the collaborators of the 'O Luso,' in

(Continued on Page 4)

DESTRUCTIVE FIRE ON QUARRY STREET

One Cottage Destroyed And Another Is Damaged

A destructive fire, the third within a short time which is believed to have its origin in the unfortunate penchant which small children have for playing with matches, took place this morning on the slope of Punchbowl. As a result one cottage was totally destroyed and another damaged to a considerable extent.

The alarm was turned in at about 8 o'clock from box 76 on the corner of School and Emma streets, but the fire was quite a distance from that place, on Quarry street, in one of the houses farthest up the slope of the crater. As a consequence the fire and the police departments had quite a hard time getting their vehicles up the steep streets, the heavy engines being especially hampered.

The fire originated in a house occupied by George Madeira, a jeweler working for Wichman & Co. It was situated in the middle of a group of three cottages, and belonged, as well as the cottage on the Walkiki side of it, to A. H. R. Vieira, the jeweler.

When the fire department arrived the house was already enveloped in flames and it was quite evident that it would be impossible to save it. The flames caught hold of the house on the Walkiki side, which is occupied by Vieira, and the chemical engine, which was the first to get into action, had a hard time to keep it in check until the main engine, which was delayed owing to the length of hose which had to be used to reach from the nearest hydrant, could get to work. Just as it seemed as if this building was doomed to destruction also, the hose got into play, and it was so efficiently handled that within a short time the danger was over.

The Madeira house is a total wreck, and one side of the Vieira home is badly scorched. All the furniture in the former place, with the exception of a bureau and a couple of tables, was burned. Neither the house nor the furniture was insured.

Mrs. Madeira believes that the fire was caused by one of the neighborhood children.

Prepare For The Fleet

A good-size body of representative men of the city assembled in the rooms of the Chamber of Commerce this afternoon in answer to the call of Governor Frear, that the people of the town get together for the entertainment of the Fleet.

There is no doubt that the reception given the Fleet will be thoroughly cosmopolitan, as the Japanese and Chinese residents are taking a lively interest in all the plans, and representatives were present this afternoon. Among them were the following: Secretary Mott-Smith, J. F. Morgan, Manuel Phillips, Governor Frear, Gerrit Wilder, W. O. Smith, Jack Atkinson, R. J. Buckley, Colonel Soper, J. A. McCandless, G. F. Bush, E. J. Roth, C. K. Al, J. O. Luttet, F. J. Waldron, E. R. Stackable, Dr. Mitamura, Captain Bradley, Judge Kingsbury, Chief Taylor, C. M. Cooke, Joe Cohen, W. T. Lucas, Geo. King, L. Tenney Peck, Colonel Fisher, Dr. K. Haida, Akai, Motoshige, Sayegusa, E. M. Kimball, W. H. Hoogs, Dr. Haida, E. I. Spaulding, Jack Lucas, Willard Brown.

There will be a business meeting of the C. E. Society of the Christian Church on Thursday evening, March 5, 1908, at 7:30 o'clock at the church.

Edward P. Faneuf was granted a divorce today from his wife, Alaput Faneuf, on the ground of desertion.

J. H. Conroy of Maui was a passenger in the Mikahala, which arrived this morning.

Miss Rice and Miss Krout arrived this morning from Kauai on the steamer Mikahala.

G. N. Wilcox of Lihue, who arrived today on the steamer Mikahala, will remain here for some time.

Reductions in force are being made by the Isthmian Canal Commission in the divisions of building construction and that of mechanics, also in the clerical force on the Isthmus. Chances of securing employment on the Isthmus are remote.

Brigadier General Francis S. Dodge, U. S. A., retired, who was awarded a medal of honor by Congress for gallantry at the battle of White river in the Indian campaign, died in Washington. He was 66 years old.

The will of Vernon Lincoln, just probated at Andover, Mass., leaves \$500 to that town to be used for prizes in annual old-fashioned spelling matches.

PUPILS IN SCHOOL FIRE

CLEVELAND, Ohio, March 4.—Over one hundred and sixty school children are believed to have perished today in a fire that destroyed the schoolhouse at Collinwood, a suburb of the city.

One hundred and fifty-two bodies have already been taken out. The children became penned in by a blocking of the exits of the schoolrooms. While the panic was at its height the floor fell with frightful result for the helpless children.

ALL FOR TAFT

COLUMBUS, Ohio, March 4.—The delegates to the Republican National Convention have been instructed to vote for Taft.

TOPEKA, Kan., March 4.—The Republican State Convention has endorsed Taft for the Presidency.

SENATOR PROCTOR DEAD

WASHINGTON, D. C., March 4.—United States Senator Proctor of Vermont is dead.

RUSSIA'S DOWAGER IN LONDON

LONDON, England, March 4.—The Dowager Empress of Russia arrived here today.

NEW CONSUL AT VLADIVOSTOK

WASHINGTON, D. C., March 4.—Lester Maynard of California has been appointed United States Consul to Vladivostok.

TORPEDO FLEET MANEUVER

LIMA, Peru, March 4.—The American torpedo fleet will maneuver tomorrow.

OPPOSITION TO SALE OF MANA WITHDRAWN

The von Holts have withdrawn their opposition to the sale of the Mana "sand-lots." A statement to this effect was made by Governor Frear this morning. This leaves the only obstacle in the way of the postponed auction the protests of the Kauai people represented by Representative J. I. Silva and Attorney John D. White.

The von Holts conducted an investigation of their own, to find out whether there was any possibility of the land being good for cane. In case it should be found valuable for any such purpose, they proposed to insist on their rights to a part of the land. But they found, by the report of their agent whom they sent to Mana, that the land is worthless for cane-growing, so they are ready to relinquish their claims.

H. M. von Holt, when telephoned to at 1 o'clock today in reference to the matter, stated that on the report of his expert, George R. Ewart, he had withdrawn his protest on lots 2, 3 and 4, but on account of the fact that the Governor leaves for Maui next Friday, it was necessary for him to recall Mr. Ewart yesterday before he had investigated lot 1, so the reserve.

GRAND JURY NEARLY PAU

Enough indictments secured to keep the Federal Court busy with trials.

The Federal Grand Jury has about completed its work. It will probably make its final report to Judge Dole next Friday and be discharged.

Not a great many cases have been investigated, chiefly for the reason that the court calendar is already clogged and there are still many cases to be tried. The pigeon-holes of the U. S. District Attorney's desk are filled with complaints which he might have brought before the Grand Jury had it not been for this fact. He stated this morning that the work already done will furnish enough trials to keep the court busy.

The Grand Jury was wrestling with a knotty problem this morning which promised to be a power for the members. It was whether or not a Japanese divorce obtained in this country according to Japanese custom, is legal. A Japanese marriage is recognized as a common-law marriage, but a divorce is a different matter.

question as to that lot is still held in the reserve.

Teachers In Luck

Thirty teachers in the public schools of Hawaii are to get free transportation to the Coast next summer to attend the National Educational Association's convention in San Francisco. Governor Frear received a cablegram this morning from Superintendent Babbitt, reading as follows:

Philadelphia, March 4, 1908.

Governor Frear, Honolulu.

Transportation secured thirty teachers transport July sixth, returning September fifth.

BABBITT.

This means that thirty of Hawaii's public school teachers who, for financial reasons, might not be able to attend the convention, will be given an opportunity to be present at the national teachers' meeting.

ADULTERATED MILK CAUS'G ARREST

The Board of Health has begun an active campaign on the sellers of adulterated food products. The first victim was Pang Ung Kul, the proprietor and manager of the Palace Grill on Hotel street, who was arrested this morning for selling adulterated food on a warrant sworn to by Food Commissioner R. A. Duncan.

The complaint alleges that the defendant sold to H. Myhre milk containing only 6.47 per cent of total solids, while it should have contained 11.5 per cent.

LEE SA KIE NOT GUILTY

As was to have been expected, the jury in the Lee Sa Kee case, which had been on before Judge Dole for seven days, returned a verdict yesterday afternoon of not guilty.

SUGAR

SAN FRANCISCO, Cal., March 3. SUGAR: 96 degree Centrifugals, 3.975 cents, or \$77.50 per ton. Previous quotation, 3.86 cents.

BEETS: 88 analysis, 10s. 11-2d. Parity, 4.14 cents. Previous quotation, 10s. 3-4d.

Miss Power will have her new Easton styles on display within a few days.

Dr. O'Neal came down today, arriving on the steamer Mikahala.

Dr. O'Neal came down today, arriving on the steamer Mikahala.

Never Mind

ABOUT LOCKING UP the house when you go out, if your silver plate, jewels and valuable papers are in our safe-deposit vaults.

Why, a burglar would have to bring a dray to carry off enough rugs and bric-a-brac to make it worth while, and that is hardly the safest kind of a "haul".

If you haven't a safe-deposit box, rent one at once from us.

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Fort St. Honolulu

INTER-ISLAND CO. MEETS

The annual meeting of the Inter-Island Steam Navigation Company was held this morning in the offices of the company. Reading of the minutes of the last meeting and the hearing of financial reports was the only other business beside the election of officers transacted. The officers elected were the same as have been serving for the past year, as follows:

President, J. A. Kennedy; vice president, J. L. McLean; treasurer and secretary, N. E. Gedde; auditor, Zeno K. Meyers. The directors elected were as follows: G. N. Wilcox, A. Dreier, A. S. Wilcox, W. O. Smith, J. M. Dowsett, C. M. Cooke, J. A. Kennedy.

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The correct Welted sole, with smooth inner-soles, soft, pliable, makes it an easy and stylish shoe. The leather takes a delightful polish.

This shoe wears well, and holds its shape till the end. Price—\$4.50. Ask for Style No. 458.

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